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13 ZETHA NOBLE in *Noble v. Facebook, Inc.*,
No. 10-cv-05781-HRL

14 [Additional Counsel Listed In Signature Block]
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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

IN RE:
FACEBOOK PRIVACY LITIGATION

Case No. 10-cv-02389-JW

**STIPULATION IN SUPPORT OF
DEFENDANT FACEBOOK, INC.'S
ADMINISTRATIVE MOTION TO RELATE
AND CONSOLIDATE CASES**

1 Pursuant to Civil Local Rules 3-12, 7-11, and 7-12, this Stipulation is entered into by and
 2 among (1) Plaintiffs in this consolidated action in this Court, captioned *In re Facebook Privacy*
 3 *Litigation*, No. 10-cv-02389-JW, (2) Zetha Noble, Plaintiff in another action in this Court
 4 captioned *Noble v. Facebook Inc.*, No. 10-cv-05781-HRL, and (3) Facebook, Inc., Defendant in
 5 each of these actions, by and through their respective counsel.

6 WHEREAS, by Order dated August 20, 2010, the Court consolidated the related actions
 7 *Gould v. Facebook, Inc.* (*Gould*), No. 10-cv-02389-JW, and *Robertson v. Facebook, Inc.*
 8 (*Robertson*), No. 10-cv-02408-JW, into the single action *In re Facebook Privacy Litigation*, No.
 9 10-cv-02389-JW, and closed No. 10-cv-02408-JW;

10 WHEREAS, by Order dated December 10, 2010, the Court consolidated eight related
 11 cases—*Graf v. Zynga*, No. 10-cv-04680-JW, *Albini v. Zynga*, No. 10-cv-04723-JW, *Gudac &*
 12 *Beiles v. Zynga*, No. 10-cv-04793-JW, *Schreiber v. Zynga*, No. 10-cv-04794-JW, *Swanson v.*
 13 *Zynga*, No. 10-cv-04902-JW, *Carmel-Jessup v. Facebook & Zynga*, No. 10-cv-04930-JW, *Phee*
 14 *& O'Hara v. Zynga*, No. 10-cv-04935-JW, and *Bryant & Brock v. Zynga*, No. 10-cv-05192-JW—
 15 into the single action *In re Zynga Privacy Litigation*, No. 10-cv-04680-JW;

16 WHEREAS, on December 20, 2010, the *Noble* action was filed in this Court and assigned
 17 Case No. 10-cv-05781-HRL;

18 WHEREAS, by Order dated December 21, 2010, the Court related the action *Marfeo v.*
 19 *Facebook, Inc.*, No. 10-cv-05301-BZ, with *In re Facebook Privacy Litigation*, No. 10-cv-02389-
 20 JW;

21 WHEREAS, by the same Order dated December 21, 2010, the Court consolidated the
 22 *Marfeo* action into *In re Facebook Privacy Litigation*, administratively closed No. 10-cv-05301,
 23 and further ordered that “[a]ll future related cases shall be automatically consolidated and
 24 administratively closed”;

25 WHEREAS, the parties hereto through their respective counsel agree that the *Noble* action
 26 should be related to the above-captioned action, *In re Facebook Privacy Litigation*, pursuant to
 27 Civil Local Rule 3-12 and this Court’s Order dated December 21, 2010;

28

1 WHEREAS, the parties hereto through their respective counsel agree that the *Noble* action
2 should be consolidated into the above-captioned action, *In re Facebook Privacy Litigation*,
3 pursuant to Federal Rule of Civil Procedure 42(a) and this Court's Order dated December 21,
4 2010;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between
the parties hereto through their respective counsel:

7 1. *Noble v. Facebook, Inc.*, No. 10-cv-05781-HRL, should be related to *In re*
8 *Facebook Privacy Litigation*, No. 10-cv-02389-JW, the lower numbered case, and, accordingly,
9 should be reassigned to the Honorable James Ware.

10 2. *Noble v. Facebook, Inc.*, No. 10-cv-05781-HRL, and *In re Facebook Privacy*
11 *Litigation*, No. 10-cv-02389-JW, should be consolidated for all purposes into one action, and the
12 *Noble* action should be administratively closed.

13 3. All future filings shall be made in, and bear the caption of, *In re Facebook Privacy*
14 *Litigation*, No. 10-cv-02389-JW, which will be the lead case. The existing Consolidated Class
15 Action Complaint in *In re Facebook Privacy Litigation* shall be the operative complaint in the
16 consolidated action.

17 || IT IS SO STIPULATED.

18 | Dated: January 13, 2011

COOLEY LLP

/s/ Matthew D. Brown
MATTHEW D. BROWN

Attorneys for Defendant FACEBOOK, INC.

23 | Dated: January 13, 2011

EDELSON MCGUIRE LLP

25

/s/ Michael J. Aschenbrener
MICHAEL J. ASCHENBRENER

Co-Lead Counsel in *In re Facebook Privacy Litigation*, No. 10-cv-02389-JW

1 Dated: January 13, 2011

THE TERRELL LAW GROUP

2
3 */s/ Reginald Terrell*
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ATTESTATION PURSUANT TO GENERAL ORDER 45

I, Matthew D. Brown, attest that concurrence in the filing of this Stipulation has been obtained from each of the other signatories. Executed this 13th day of January, 2011, at San Francisco, California.

/s/ Matthew D. Brown

Matthew D. Brown